



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol.133] Jammu, Thu., the 23rd April, 2020/3rd Vai., 1942. [No. 4

CONTENTS	English Pages	Vernacu- lar pages
PART I-A6 Appointments, promotions, transfers and leave of absence sanctioned by the Governor, Government and the Ministers	1-8	
PART I-B6 Notifications, Communiques and General Orders by the Government and the Ministers	1-4	
PART II-A6 Appointments, promotions, transfers and leave of absence sanctioned by Heads of Departments....	1-2	
PART II- B6 Notifications, Notices and Orders by Heads of Departments, Provincial Heads, Magistrates and other officers competent to issue public notices under any law or rule	1-6	
PART II-C6 Notifications, Notices and Orders by Election Commission of India, Chief Electoral Officer, Jammu and Kashmir and other Officers of the Department, Election Petitions and Judgements of Election Tribunal		
PART III- Laws, Regulations and Rules passed thereunder		
PART IV6 Reprints from the Government of India Gazette or Gazettes of others Governments....		
PART V6 Information and Statistics		
(a) Rates and prices in the State....		
(b) Rates and wages		
(c) Crop Report and Forecasts		
(d) Whether Observations		
(e) Vital Statistics		
SUPPLEMENT-A6Trade Monthly Imports and Exports from the State		
SUPPLEMENT-B6Police		
SUPPLEMENT-C6Advertisements	1-2	1-8

PART I-A

Jammu & Kashmir Government–Orders

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HIGH COURT OF JAMMU AND KASHMIR AT SRINAGAR
(Exercising Powers of Bar Council under section 58 of the Advocates Act, 1961).

Notification

No. 652 Dated 30-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Ms. Ambika Thusu D/o Sh. Vijay Thusu R/o H. No, 62, Bhagwati Nagar, Sector-I, Canal Road, Jammu vide Notification No. 1207 dated 06-12-2017 has been declared as absolute/final.

By order.

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Notification

No. 653 Dated 30-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Mr. Ishant Verma S/o Sh. Vinod Kumar Verma R/o Arjun Nagar, Lane No. 2, Opp. Saugat Janipur, Jammu vide Notification No. 1389 dated 29-12-2017 has been declared as absolute/final.

By order.

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Notification

No. 654 Dated 30-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Ms. Mehrul Nissa D/o Sh. Ali Mohmad Bhat R/o Baghban Mohalla, Safapora, Lar, Ganderbal vide Notification No. 1278 dated 07-12-2017 has been declared as absolute/final.

By order.

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No. 52] The J&K Govt. Gazette, 23rd April, 2020/3rd Vai., 1942. 3
Notification

No. 655 Dated 30-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Mr. Abhishek Kotwal S/o Sh. Ravinder Kotwal R/o H. No. 568, Dhok Paloura, Jammu vide Notification No. 17 dated 06-04-2017 has been declared as absolute/final.

By order.

Notification

No. 656 Dated 30-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Mr. Qazi Mohd Athar Zahoor S/o Sh. Qazi Zahoor Ahmad R/o Kirmaniya Abad, Laweyppora, Srinagar vide Notification No. 954 dated 21-08-2017 has been declared as absolute/final.

By order.

Notification

No. 657 Dated 30-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Mr. Aakash Sanmotra S/o Sh. Yash Paul R/o Lower Charat, Tehsil Chenani, District Udhampur, A/P Near Dak Bungalow, Behind Haldiram's, Restaurent H. No. 2, Udhampur vide Notification No. 1371 dated 29-12-2017 has been declared as absolute/final.

By order.

Notification

Notification

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Mr. Fida Hussain Wani S/o Sh. Layaqat Ali Wani R/o Laderwan, Tehsil Trehgam, District Kupwara vide Notification No. 1551 dated 03-03-2018 has been declared as absolute/final.

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No. 659 Dated 30-07-2019.

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No. 660 Dated 30-07-2019.

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No. 52] The J&K Govt. Gazette, 23rd April, 2020/3rd Vai., 1942. 5
Notification

No. 661 Dated 30-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Ms. Megha Anand D/o Sh. Rajneesh Anand R/o H. No. 217, Sector-01, Channi Hammat, Near Gurdwara, Jammu vide Notification No. 493 dated 10-07-2018 has been declared as absolute/final.

By order.

Notification

No. 662 Dated 30-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Mr. Abhishek Dogra S/o Sh. Sethi Mal R/o Village Sarore, Near Rasila Ashram Bishnah, Jammu, A/P H. No. 41, Tube Well Lane, Near Carmel Convent School Greater Jammu vide Notification No. 1841 dated 15-03-2018 has been declared as absolute/final.

By order.

Notification

No. 663 Dated 31-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Mr. Mohd Muzaffer Bhat S/o Sh. Mohd Yousuf Bhat R/o H. No. 9, Ward No. 2, Bashat, Chenani, Udhampur vide Notification No. 1560 dated 03-03-2018 has been declared as absolute/final.

By order.

Notification

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Notification

No. 667 Dated 31-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Mr. Riju Gupta S/o Sh. Vijay Kumar R/o H. No. 43, Ward No. 2, Kashmiri Mohalla, Akhnoor, Jammu vide Notification No. 1886 dated 15-03-2018 has been declared as absolute/final.

By order.

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Notification

No. 668 Dated 31-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Mr. Brishber Singh S/o Sh. Sher Singh R/o Bhullari, Tehsil Bani, District Kathua, A/P H. No. 108, Bhullari, Tehsil Bani District Kathua vide Notification No. 1530 dated 03-03-2018 has been declared as absolute/final.

By order.

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Notification

No. 669 Dated 31-07-2019.

Provisional admission as an Advocate granted under the Advocates Act, 1961 in favour of Mr. Waqar Akram Khan S/o Sh. Mohd Akram Khan R/o Village Khablan, Tehsil Thana Mandi, District Rajouri, A/P Bathindi, Near Gurdwara, Irfan Colony, Bathindi, District Jammu vide Notification No. 1585 dated 05-03-2018 has been declared as absolute/final.

By order.

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**THE
JAMMU AND KASHMIR GOVERNMENT GAZETTE**

Vol. 133] Jammu, Thu., the 23rd April, 2020/3rd Vai., 1942. [No. 4

Separate paging is given to this part in order that it may be filed as a
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PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT& REVENUE DEPARTMENT.

Notification No. 285-Rev (LAJ) of 2019

Dated 25-10-2019.

Whereas, the land specifications whereof are given in Annexure "A" is required for public purpose viz. for construction of link road from Guzer to Gurinal, situated in Village Chatroo, Tehsil Chatroo (now Mughalmaidan), District Kishtwar by PW(R&B) Department ;

[illegible]

Whereas, on the basis of an indent placed by Chief Engineer, PW(R&B) Department Jammu, a notification under section 4(1) was issued by Collector, Land Acquisition (SDM), Chatroo vide No. SDMC/LA/16/24-29 dated 19-12-2016 for land measuring 10 Kanals and 06 Marlas, situated in Village Chatroo, Tehsil Chatroo (now Mughalmaidan), District Kishtwar ;

Whereas, the Collector, Land Acquisition (SDM), Chatroo vide No. SDMC/LA/19/106 dated 17-06-2018 has reported that the notification issued under section 4(1) of the J&K State Land Acquisition Act was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons within the prescribed period as required under sections 5 & 5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition (SDM), Chatroo vide number referred to above duly endorsed by the District Collector (DC), Kishtwar vide No. DCK/LA/2019/560-64 dated 30-09-2019, Divisional Commissioner, Jammu vide No. 502/3712/PWD/Chatroo/Doda/Ktr/19/2493 dated 15-10-2019 and by the Financial Commissioner, Revenue vide No. FC-LS/LA-5055/2019 dated 23-10-2019 has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ;

Whereas, the Government is satisfied that the land particulars whereof are given above is required for public purpose viz. for construction of link road from Guzer to Gurinal, situated in Village Chatroo, Tehsil Chatroo (now Mughalmaidan), District Kishtwar by PW (R&B) Department.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 10 Kanals and 06 Marlas, situated in Village Chatroo, Tehsil Chatroo (now Mughalmaidan), District Kishtwar particulars whereof are given in

No. 4] The J&K Govt. Gazette, 23rd April, 2020/3rd Vai., 1942. 3
Annexure "A" is required for public purposes viz. construction of link road from Guzer to Gurinal, situated in Village Chatroo, Tehsil Chatroo (now Mughalmaidan), District Kishtwar by PW (R&B) Department. Further, the Collector, Land Acquisition (SDM), Chatroo is directed under section 7 of the said Act to take order for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

Now, in pursuance of section 17 of the Land Acquisition Act, Samvat 1990, it is ordered that on expiry of fifteen days from the publication of the notification under section 9(2) of the said Act, the Collector will take possession of the aforementioned land in Village Chatroo, Tehsil Chatroo (now Mughalmaidan), District Kishtwar required for public purpose, subject to fulfillment of the conditions prescribed under section 9(2) and section 17-A of the Land Acquisition Act and Rule 63 of the Land Acquisition Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants in accordance with the relevant laws/rules in force, while making the award.

(Sd.) ABDUL MAJID,

Secretary to Government,
Revenue Department.

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THE

JAMMU AND KASHMIR GOVERNMENT GAZETTE

Vol. 133] Jammu, Thu., the 7th May, 2020/28th Jyai., 1942. [No. 9
Separate paging is given to this part in order that it may be filed as a
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PART II—A

Orders by Heads of Departments.

CHARGE REPORTS

CHARGE REPORTS

In pursuance of Government Order No. 20-F of 2020 dated 16-01-2020 issued by the Finance Department under endorsement No. DGAT/PS/DR/21 dated 16-01-2020, we the undersigned hand over/take over the charge of the post of Director, Finance, Higher Education Department today on 24th of January, 2020 (F. N).

(Sd.) MR. MANAV GUPTA,

Financial Advisor,
Higher Education Department.

Relieved Officer.

(Sd.) MR. ABDUL MAJID BUTT,

Financial Advisor,
Higher Education Department.

Relieving Officer.

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12 The J&K Govt. Gazette, 7th May, 2020/28th jyai., 1942. [No. 9
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Certified that we have in the forenoon/afternoon of this day
respectively made over and received charge of the Office of Additional
Special Mobile Magistrate, Udhampur.

Station : Udhampur.

Dated : 31-07-2019.

(Sd.)

Munsiff,
District Judicial Mobile Magistrate,
Udhampur.

Relieved Officer.

(Sd.)

Additional Special Mobile Magistrate,
Udhampur.

Relieving Officer.



THE
JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 133] Jammu, Thu., the 23rd April, 2020/3rd Vai., 1942. [No. 4

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PART II—B

Notifications, Notices and Orders by the Heads of Departments.

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GOVERNMENT OF JAMMU AND KASHMIR (UT)
OFFICE OF THE GENERAL MANAGER, RANBIR
GOVERNMENT PRESS, JAMMU.

Notice

It is hereby informed that due to Pandemic COVID-19 the Gazette No. 52 dated 26-03-2020, No. 01 dated 02-04-2020 and No. 03 dated 16-04-2020 shall be treated as cancelled and Gazette No. 04 dated 23-04-2020 to onward will be published on routine base at the Ranbir Government Press, Jammu.

(Sd.) A. A. AKHOON,

General Manager,
Ranbir Govt. Press, Jammu.

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THE COURT OF THE PRINCIPAL SESSIONS JUDGE,
SAMBA.

Present : M. A. Chowdhary

State Versus Ghulam Nabi

FIR No. 195/16 Police Station, Samba
Offences under sections 366/376/141/342 RPC

GENERAL WARRANT OF ARREST

Whereas, in the above titled case, it has been reported that the accused Nazir Ahmed S/o Ibrahim R/o Village Jandi Supwal, Tehsil and District Samba absconded and against whom proceedings under section 512 Cr. P. C. has been initiated.

All the police personnel of J&K are authorized through this general warrant to arrest the accused named above, wherever and wherever found and produce him before this court for further orders.

Given under my hand and seal of this court today on 21-10-2020.

(Sd.) M. A. CHOWDHARY,
Principal Sessions Judge,
Samba.

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THE J&K BOARD OF PROFESSIONAL ENTERANCE
EXAMINATIONS (BOPEE)

Subject :ô NEET_PG (MD/MS/PGD) and MDS online registration of eligible candidates for preparation of Provisional Merit List (PML)-2020.

Reference :ô (i) Notification No. 001-BOPEE of 2020 dated 25-02-2020.
(ii) Notice No. 003-BOPEE of 2020 dated 26-02-2020.
(iii) Notice No. 006-BOPEE of 2020 dated 05-03-2020.

(iv) Notice No. 007-BOPEE of 2020 dated 06-03-2020.

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Notice No. 008-BOPEE of 2020 dated 06-03-2020.

In reference to letter No. ME-GAZ-93/2019 dated 11-02-2020 issued by the Health and Medical Education Department, Civil Secretariat, Jammu regarding the decision of the Administrative Council of J&K Government that the Government of J&K will continue with the existing scheme regarding admission to NEET UG and PG Courses and not to contribute to the scheme of all India Quota for academic year 2020-21 and consequent upon declaration of result of NEET PG(MD/MS/PGD/MDS), 2020 by the National Board of Examinations, the candidates, who have qualified the NEET-PG (MD/MS/PGD) and MDS, having scored the cut off marks prescribed by the National Board of Examinations (NBE), and whose names figured in the Annexures A & B of Notification No. 001-BOPEE of 2020 dated 25-02-2020, Annexures C & D of Notice No. 003-BOPEE of 2020 dated 26-02-2020, Annexure E of Notice No. 006-BOPEE of 2020 dated 05-03-2020 are hereby informed that the Board has decided to seek online registration of willing candidates belonging to Union Territories of J&K and Ladakh for preparation of the PML, based on which the seats will be allotted subsequently on the basis of online preferences as may be submitted by the candidates that :ô

- (i) The online registration will commence w. e. f. 13-03-2020 ;
- (ii) The last date of submission of online registration shall be 13-03-2020
- (iii) The registration shall be made online through the BOPEE websites www.jkbopee.gov.in/jakbopee.org
- (iv) The candidates should upload the following documents :ô
 1. Matriculation certificate for purpose of date of birth ;
 2. MBBS/BDS degree certificate ;
 3. Marks cards of all the years of MBBS/BDS ;
 4. Registration with the State Medical Council/State Dental Council/MCI/DCI ;
 5. Internship completion certificate ;

6. Residence proof certificate of UT of J&K or Ladakh as the case may be ;
 7. Valid Reserved Category Certificate, wherever applicable, in terms of SRO-294 of 2005 dated 21-10-2005 read with SRO-518 dated 02-09-2019 ;
 8. Difficult Area Certificate in pursuance of SRO-48 of 2018 dated 30-01-2018 ;
 9. NEET Score Card ;
 10. MCI/DCI clearance certificate for candidates possessing MBBS/BDS degree from outside the country ;
 11. Valid EWS certificate as per SRO-518 dated 02-09-2019 ;
 12. *NOC from Government/Competent Authority for in-service candidates seeking admission to pursue MDS/MD/MS/PGD Courses ;
 13. Affidavit, if any.
- (v) The cut-off date for validity of the category certificates shall be the last date for registration fixed by the BOPEE viz. 20-03-2020.
- (vi) The candidates should register their particulars carefully. The detailed instructions for filling up of online registration form are already in the e-brochure available on the BOPEE websites. The candidates, in their own interest, are, therefore, advised to go through the same before filling up of the online registration form.
- (vii) In case of any difficulty, the candidate(s) can contact the BOPEE Office at Srinagar/Jammu on the following telephone Nos. :ô
- 9419403272/9469012295/9419434133/8899223829/
01942437647/01912470102

*÷In-service candidatesø who have qualified NEET PG/MDS-2020 and fall in the zone of consideration will be considered subject to issuance of ÷NOCø by the Competent Authority. Board may have

No. 4] The J&K Govt. Gazette, 23rd April, 2020/3rd Vai., 1942. 5

NOC certificate verified from such authorities if it is found expedient to do so. However, they will be allowed to participate in the registration/ counselling provisionally but will be allowed to join the college on production of NOC only within the stipulated dates.

(viii) The e-Information Brochure and the tentative Seat Matrix shall be notified separately in due course of time, which shall be available on the website of the BOPEE.

Note :ô (1) The candidates shall have to fill the following fields correctly and as filled in the NEET application form :ô

- (a) NEET Roll No. as per Admit Card.
- (b) NEET-PG/MDS Score Card.
- (c) NEET Rank.
- (d) DOB.

(2) Mere registration of the candidates shall not confer any right on all such candidates for admission, which is subject to further check and clarification of their documents during the process of registration.

ERRORS AND OMISSIONS EXCEPTED.

(Sd.) DR. SUNIL GUPTA,

Controller of Examination,

J&K BOPEE.

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GOVERNMENT OF UNION TERRITORY OF
JAMMU AND KASHMIR,
OFFICE OF THE DEPUTY COMMISSIONER, UDHAMPUR.

Subject :ô Notification under sections 9 & 9A of the Land Acquisition Act-X of 1990 BK.

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Whereas, the Land particulars of which are given below is being acquired for public purpose viz. for the acquisition of land measuring



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 133] Jammu, Thu., the 23th April, 2020/3rd Vai., 1942. [No. 4

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ADVERTISEMENTS—C

POLICE HEADQUARTERS, J&K, JAMMU.

Cancellation of Tender

Subject : This Hqrs. e-NIT No. 16 of 2020 dated 06-02-2020.

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The e-NIT No. 16 of 2020 dated 06-02-2020 floated by this Hqrs. for purchase of Cane Lathi/Cane Shield, is hereby cancelled in terms of Clause (V) of General Terms and Conditions of e-NIT due to administrative reasons.

(Sd.) VARUN JANDIAL, JKPS,

Dy. SP (Provision/Transport)

For Director General of Police, PHQ, J&K, Jammu.

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رجسٹرڈ نمبر جے کے-33



सत्यमेव जयते

جموں و کشمیر گورنمنٹ گزٹ

جلد نمبر 133۔ جموں۔ مورخہ 30 اپریل 2020ء بمطابق 10 بیساکھ 1942ء ویروار۔ نمبر 5

اشتہارات

از عدالت سب جج جوڈیشل مجسٹریٹ درجہ اول جموں

بمقدمہ سرکار بنام بنجے کمار وغیرہ

مثل نمبر 202 / چالان، تاریخ دائرہ 27-02-2012

فیصلہ تاریخ آئندہ 14-12-2019

علت نمبر 33 سال 2012ء تھانہ پولیس پکھ ڈنگا

بجرائم زیر دفعہ 4/25/A. Act

وارنٹ گشتی عام بمنشاء دفعہ 512 ض ف

بخلاف ملزم سنجے کمار ولد موہن لال ساکنہ مکان نمبر 69 ڈوگرہ ہال جموں

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

بمقدمہ مندرجہ عنوان اُلصدر میں ملزم متذکرہ صدر کے خلاف بروئے حکم امروزہ کاروائی زیر دفعہ 512 ض ف عمل میں لائی جا چکی ہے اور ملزم کے خلاف وارنٹ جاری کرنے کا حکم ہوا ہے جو کہ جاری کیا جاتا ہے۔

لہذا آپ کو اصل وارنٹ گشتی گرفتاری عام زیر دفعہ 512 ضابطہ فوجداری کی رو سے حکم اختیار دیا جاتا ہے کہ اگر ملزم مذکور متذکرہ صدر اندر حدود ریاست جموں و کشمیر جب کبھی اور جہاں کہیں بھی دستیاب ہو تو اُس کے تحت ضابطہ، گرفتار کر کے عدالت ہذا میں پیش کیا جاوے۔ وارنٹ ہذا دستیابی ملزم زیر کار رہے گا۔

دستخط : سب جج جوڈیشل مجسٹریٹ درجہ اول جموں۔

از عدالت منصف جوڈیشل مجسٹریٹ درجہ اول ریاستی

بمقدمہ سرکار بنام اشروچند

مثل نمبر 81/Complain، تاریخ دائرہ 28-12-2017 تاریخ فیصلہ رواں

سرکار بذریعہ تھانہ پولیس ریاستی

بجرائم زیر دفعہ 36 P.Act

وارنٹ گشتی عام بمنشاء دفعہ 512 ض ف

بخلاف ملزم اشرو چند ولد اندر منی ساکنہ لوڑ و منیٹر یا ضلع کنڈرا اڑاسٹیٹ اوڈیسہ

بنام : اہکاران پولیس ریاست جموں و کشمیر

بمقدمہ مندرجہ عنوان اُصدر میں آپ کو بذریعہ وارنٹ ہذا حکم و اختیار دیا جاتا ہے کہ آپ ملزم متذکرہ بالا جہاں کہیں بھی اندر حد و ریاست جموں و کشمیر دستیاب ہو تو آپ ملزم مذکور کو گرفتار کر کے روبرو عدالت مجاز میں پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔

آج بتاریخ 18-09-2019 کو ہمارے دستخط و مہر عدالت سے جاری ہوئے۔

دستخط : منصف جوڈیشل مجسٹریٹ درجہ اول ریاست۔

از عدالت سب جج جوڈیشل مجسٹریٹ درجہ اول جموں

بمقدمہ سرکار بنام اشتاق احمد خان وغیرہ

مثل نمبر 39 / چالان، تاریخ دائرہ 24-03-2016 فیصلہ 07-12-2019

علت نمبر 29 سال 2015ء تھانہ پولیس باغ باہو جموں

بجرائم زیر دفعہ 451,323,147,148/RPC

وارنٹ گشتی عام بمنشاء دفعہ 512 ض ف

بخلاف ملزمان (1) اشتاق احمد خان ولد حاجی محمد شریف (2) عبدل مجید ولد محمد اقبال

(3) نزاکت علی ولد عبدل رشید (4) گوجر ولد مسو (5) افراز احمد ولد حاجی

محمد شریف تمام کی رہائش پاجی پورہ تحصیل لکرنانگ ضلع اننت ناگ

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

بمقدمہ مندرجہ عنوان اُصدر میں ملزمان متذکرہ صدر کے خلاف بروئے حکم

امروزہ کاروائی زیر دفعہ 512 ض ف عمل میں لائی جا چکی ہے اور ملزم کے خلاف

وارنٹ جاری کرنے کا حکم ہوا ہے جو کہ جاری کیا جاتا ہے۔

لہذا آپ کو اصل وارنٹ گشتی گرفتاری عام زیر دفعہ 512 ضابطہ فوجداری کی

رو سے حکم و اختیار دیا جاتا ہے کہ اگر ملزمان مذکور یا ان متذکرہ صدر اندر حدود ریاست

جموں و کشمیر جب کبھی اور جہاں کہیں بھی دستیاب ہو تو اُس کے تحت ضابطہ گرفتار کر کے

عدالت ہذا میں پیش کیا جاوے۔ وارنٹ ہذا تا دستیابی ملزمان زیر کار رہے گا۔

تحریر 07-12-2019

دستخط : سب جج جوڈیشل مجسٹریٹ درجہ اول جموں۔

بمقدمہ سرکار بنام اشتاق احمد خان وغیرہ

مثل نمبر 39 / چالان، تاریخ دائرہ 24-03-2016 فیصلہ 07-12-2019

علت نمبر 29 سال 2015ء تھانہ پولیس باغ باہو جموں

بجرائم زیر دفعہ 451,323,147,148/RPC

وارنٹ گشتی عام بمنشاء دفعہ 512 ض ف

بخلاف ملزم: ممتاز علی ولد حاجی نظام دین ساکنہ گوجر کوٹھی تحصیل ضلع ریاسی

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

بمقدمہ مندرجہ عنوان اُلصدر میں ملزم متذکرہ صدر کے خلاف بروئے حکم
امروزہ کاروائی زیر دفعہ 512 ض ف عمل میں لائی جا چکی ہے اور ملزم کے خلاف
وارنٹ جاری کرنے کا حکم ہوا ہے جو کہ جاری کیا جاتا ہے۔

لہذا آپ کو اصل وارنٹ گشتی گرفتاری عام زیر دفعہ 512 ضابطہ فوجداری کی
رو سے حکم اختیار دیا جاتا ہے کہ اگر ملزم مذکور متذکرہ صدر اندر حدود ریاست جموں و
کشمیر جب کبھی اور جہاں کہیں بھی دستیاب ہو تو اُس کے تحت ضابطہ گرفتار کر کے
عدالت ہذا میں پیش کیا جاوے۔ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔

تحریر 07-12-2019

دستخط : سب جج جوڈیشل مجسٹریٹ درجہ اول جموں۔

بمقدمہ سرکار بنام اشتقاق احمد خان وغیرہ

مثل نمبر 39/ چالان، تاریخ دائرہ 24-03-2016 فیصلہ 07-12-2019

علت نمبر 29 سال 2015ء تھانہ پولیس باغ باہو جموں

بجر ائم زیر دفعہ 451,323,147,148/RPC

وارنٹ گشتی عام بمنشاء دفعہ 512 ض ف

بخلاف ملزم: امجد حسین ولد خوشحال ساکنہ کاشوان تحصیل ویلضلع اننت ناگ کشمیر

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

بمقدمہ مندرجہ عنوان اُلصدر میں ملزم متذکرہ صدر کے خلاف بروئے حکم

امروزہ کاروائی زیر دفعہ 512 ض ف عمل میں لائی جا چکی ہے اور ملزم کے خلاف

وارنٹ جاری کرنے کا حکم ہوا ہے جو کہ جاری کیا جاتا ہے۔

لہذا آپ کو اصل وارنٹ گشتی گرفتاری عام زیر دفعہ 512 ضابطہ فوجداری کی

رو سے حکم و اختیار دیا جاتا ہے کہ اگر ملزم مذکور متذکرہ صدر اندر حدود ریاست جموں و

کشمیر جب کبھی اور جہاں کہیں بھی دستیاب ہو تو اُس کے تحت ضابطہ گرفتار کر کے

عدالت ہذا میں پیش کیا جاوے۔ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔

تحریر 27-12-2019

دستخط : سب جج جوڈیشل مجسٹریٹ درجہ اول جموں۔

بمقدمہ سرکار بنام اشتاق احمد خان وغیرہ

مثل نمبر 39 / چالان، تاریخ دائرہ 24-03-2016 فیصلہ 07-12-2019

علت نمبر 29 سال 2015ء تھانہ پولیس باغ باہو جموں

وارنٹ گشتی عام بمنشاء دفعہ 512 ض ف

بخلاف ملزم: بشیر احمد عرف ملا بابو ولد حاجی مہوالی ساکنہ دھنی بھگتا کٹھوعہ

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

بمقدمہ مندرجہ عنوان اُصدر میں ملزم متذکرہ صدر کے خلاف بروئے حکم
امروزہ کاروائی زیر دفعہ 512 ض ف عمل میں لائی جا چکی ہے اور ملزم کے خلاف
وارنٹ جاری کرنے کا حکم ہوا ہے جو کہ جاری کیا جاتا ہے۔

لہذا آپ کو اصل وارنٹ گشتی گرفتاری عام زیر دفعہ 512 ضابطہ فوجداری کی
رو سے حکم اختیار دیا جاتا ہے کہ اگر ملزم مذکور متذکرہ صدر اندر حدود ریاست جموں و
کشمیر جب کبھی اور جہاں کہیں بھی دستیاب ہو تو اُس کے تحت ضابطہ، گرفتار کر کے
عدالت ہذا میں پیش کیا جاوے۔ وارنٹ ہذا دستاویزی ملزم زیر کار رہے گا۔

تحریر 09-12-2019

دستخط : سب جج جوڈیشل مجسٹریٹ درجہ اول جموں۔

از عدالت جوڈیشل مجسٹریٹ درجہ اول رام نگر

بمقدمہ سرکار بنام دیسراج

مثل نمبر 42 / چالان، متدائرہ 02-05-2016

علت نمبر 17 سال 2016ء تھانہ پولیس رام نگر

بجرائم زیر دفعات 323/304-B/RPC

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

بمقدمہ مندرجہ عنوان اُلصدر میں ملزم دیسراج ولد میالو رام قوم بھگت ساکنہ سرسوں تحصیل رام نگر ارتکاب جرم روپوش ہو چکا ہے جس کی دستیابی ہونا ناممکن ہے۔

لہذا اہلکاران پولیس ریاست جموں و کشمیر کو زیر دفعہ 512 ض ف حکم و اختیار دیا جاتا ہے کہ جب کبھی اور جہاں کہیں بھی اندر حدود ریاست جموں و کشمیر میں ملزم مذکور دستیاب ہو کو گرفتار کر کے عدالت ہذا میں پیش کریں۔ وارنٹ ہذا تا دستیابی ملزم مذکور زیر کار رہے گا۔

دستخط : جوڈیشل مجسٹریٹ درجہ اول رام نگر۔



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 132] Jammu, Thu., the 19th March, 2020/29th Phal., 1941. [No. 51-a
Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART III

Laws, Regulations and Rules passed thereunder.

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GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT 6 TRANSPORT DEPARTMENT

Notification

Jammu, the 19th March, 2020

S.O. 106. In exercise of the powers conferred by proviso to Article 309 of the Constitution of India, the Lieutenant Governor, hereby makes the following rules ; namely :

1. *Short title and commencement.* (1) These rules may be called the Jammu and Kashmir Motor Vehicle Department (Subordinate) Service Recruitment Rules, 2020.

(2) They shall come into force from the date of publication in the Official Gazette.

[illegible]

2. *Definitions.* In these rules, unless the context otherwise requires,

- (a) "Administrative Department" means the Department of the Government in the Civil Secretariat holding the Administrative charge of the service ;
- (b) "Board" means the Jammu and Kashmir "Service Selection Board" ;
- (c) "Cadre" means the Cadre of the service ;
- (d) "Government" means the Government of Union Territory of Jammu and Kashmir ;
- (e) "Head of the Department" means the Major Head of the Department holding the Administrative control of the organization ;
- (f) "Member of the Service" means a person appointed to a post in the Subordinate Service under the provisions of these rules ;
- (g) "Post" means a permanent post carrying a definite time scale sanctioned by the competent authority ;
- (h) "Rules" means the Jammu and Kashmir Motor Vehicle Department (Subordinate) Service Recruitment Rules, 2020 ;
- (i) "Schedule" means the schedule annexed to these rules ;
- (j) "Selection Agency" means the agency constituted by the Government for making recruitment to a particular class of post ;
- (k) "Service" means the Jammu and Kashmir Motor Vehicle Department (Subordinate) service ;
- (l) Words and expressions used in these rules but not defined, shall have the same meaning as are assigned to them in Jammu and Kashmir Civil Services (Classification, Control and Appeal) Rules, 1956/Jammu and Kashmir Civil Services Regulations.

3. *Constitution of Service.*óó(1) From the date of commencement of these rules there shall be constituted the òJammu and Kashmir Motor Vehicle Department (Subordinate) Serviceö.

(2) The Government may at the commencement of these rules, appoint to the service any person who at the commencement of these rules is holding in a substantive capacity any post including in the cadre of the service :

Provided that for the purpose of initial Constitution of Services, the person holding any post in a substantive capacity to which he was appointed by the competent authority under rules including in the cadre of the service in its sanctioned scale of pay shall be deemed to have been appointed to the service under these rules, if he/she is fully qualified to hold the post under these rules unless, he/she opts otherwise within 15 days from the commencement of these rules.

Explanation : The word 'holding' means a person holding a post included in the cadre of the Jammu and Kashmir Motor Vehicle Department (Subordinate) Service in its sanctioned scale of pay on regular basis under orders of the competent authority and will not cover the persons holding a post on ex-cadre/deputation basis or on ad hoc basis or in a stopgap arrangement.

(4) *Strength and Composition of the Service.* (1) The authorized permanent and temporary strength of the cadre and nature of the posts included therein shall be determined by the Government from time to time and shall, at the initial constitution of the service under these rules, be such as specified in the Scheduled-I annexed to these rules :

Provided that the Government may create temporary posts in the cadre of the service for specified period as may be considered necessary from time to time.

(2) The Government shall, at the interval of every five years or at such other intervals as may be necessary, re-examine the strength and composition of the cadre of the Service and make such alterations therein as it deems fit.

5. *Qualification and Method of Recruitment.* (1) First

- Received 14 July 2011; accepted 12 September 2011

DOI: 10.1002/anie.201100011

Fig. 1. Dependence of the rate of the reaction of the polymerization of α -methylstyrene on the concentration of the initiator.

- (2) The \mathcal{L} -restriction of \mathcal{D} is $\mathcal{D}|_{\mathcal{L}}$. It is the \mathcal{L} -restriction of \mathcal{D} if and only if

6. *Proof of (1) \Rightarrow (2).* By Lemma 2.1, $\mathcal{C}(\mathcal{A})$ is a subalgebra of $\mathcal{C}(\mathcal{B})$. By Lemma 2.2, $\mathcal{C}(\mathcal{A})$ is a subalgebra of $\mathcal{C}(\mathcal{B})$.

(2) The following conditions are satisfied:

No. 51-a] The J&K Govt. Gazette, 19th March, 2020/29th Phal., 1941. 5
members of Scheduled Caste, Scheduled Tribe/Backward Class,
Economically Weaker Sections or any other category of Class under
the provisions of Jammu and Kashmir Reservation Act, 2004 as
amended and the Reservation Rules in force.

(8) *Training and Departmental Examinations.* Persons
appointed to the service by direct recruitment through competitive
examination or by promotion shall be required to undergo such training
from time to time as may be required and to pass during the period of
probation such Departmental Examination as may be prescribed in
this behalf :

Provided that the Government may exempt, either wholly or
partly, from such Training or Departmental Examination persons who
have passed a Departmental Examination or undergone training
declared by Government to be equivalent to a Departmental
Examination or training prescribed under these rules.

(9) *Eligibility of Government Servants for Direct
Recruitment.* A person already in the Government Service may apply
through proper channel for direct recruitment to a vacant post in any
particular class or category in the service if he/she possesses the
educational and other qualifications prescribed for recruitment to such
class or category of post. The upper age limit of such Government
Servants shall be as provided in the general rules :

Provided that in the case a post which requires a higher degree
of specialization and/or experience, the Government may prescribe
higher age limit.

(10) *Maintenance of Seniority Lists.* Seniority of the members
of the service shall be regulated under the Jammu and Kashmir Civil
Service (Classification, Control and Appeal) Rules, 1956. The Head
of Department shall maintain an up-to-date and final seniority list of
members of the service.

(11) *Residuary Matters.* In regard to matter not specifically
covered by these rules, the members of the service shall be governed
by rules/regulations and orders applicable to the Jammu and Kashmir
Civil Services in general.

(12) *Interpretation.* If a question arises relating to the interpretation of these rules, the matter shall be referred to the Administrative Department whose decision thereon shall be final and binding.

(2) Notwithstanding such repeal, any appointment order made or action taken under the provisions of the rules so repealed shall be deemed to have been made or taken under the corresponding provisions of these rules.

(Sd.) DR. ASGAR HASSAN SAMOAN, IAS,

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8 The J&K Govt. Gazette, 19th March, 2020/29th Phal., 1941. [No. 51-a
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The pay structure of the Drivers in MVD shall be as under :ôô

Category	Grade	Percentage
Driver-II	Level-2 (19900-63200)	40% of the total number of posts of Drivers
Driver-I	Level-4 (25500-81100)	35% of the total number of posts of Drivers
Chauffeur	Level-6C (35700-113100)	25% of the total number of posts of Drivers

Note :ôôThe pay structure and apportionment of post among the drivers given above shall be governed in terms of SRO-28 of 1996 dated 25th January, 1996 read with SRO-297 dated 6th of July, 2018 and shall be further subject to any change, notified by the Government from time to time.

(S d .) RAJ MOHAMMAD MALIK, KAS,

Deputy Secretary to Government,
Transport Department.

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Schedule -II (Ministerial Cadre)

Class	Category	Pay Level	Designation	Minimum qualification for Direct Recruitment	Method of Recruitment
I	2	3	4	5	6
I	A	Level-7 (44900-142400)	Section Officer		100% by promotion from class-II category 0A0 having at least 03 years substantive service in that class.
B		Level-7 (44900-142400)	Senior Scale Stenographer		100% by promotion from class-II category 0D0 having at least 05 years substantive service in that class.
C		Level-7 (44900-142400)	Assistant Accounts Officer		100% by deputation from J&K Accounts (Subordinate) Service.
D		Level-7 (44900-142400)	Statistical Officer		100% by deputation from J&K Economics and Statistics (Subordinate) Service.
II	A	Level-6B (35600-112800)	Head Assistant		100% by promotion from class-III category 0B0 having at least 03 years substantive service as such and having

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passed Secretariat Assistant
Examination :

Provided that 25% of posts to be
filled up in a calendar year shall
be earmarked for promotion of
those Senior Assistants, who have
not qualified the Secretariat
Assistant Examination, but have
crossed the age of 50 years as on
1st January of the year in which
such promotions are being
considered :

Provided further that a
Senior Assistant, who has qualified
the Secretariat Assistant
Examination during the
period of probation as Junior
Assistant shall not be required to
qualify the said examination again.

B Level-6B (35600-112800) Accountant

100% by deputation from the
J&K Accounts (Subordinate)
Service.

III	C	Level-6B (35600-112800)	Statistical Assistant		100% by deputation from J&K Economics and Statistics (Subordinate) Service.
	D	Level-6B (35600-112800)	Junior Scale Stenographer	(i) Graduate from any recognized University having minimum speed of 65 & 35 words per minute in short hand & type writing respectively. (ii) Six Months certificate course in Computer Applications from a recognized Institute.	100% by Direct Recruitment.
IV	A	Level-5 (29200-92300)	Accounts Assistant		100% by deputation from the J&K Accounts (Subordinate) Service.
	B	Level-5 (29200-92300)	Sr. Assistant		100% by promotion from Class IV having at least 03 years substantive service in that category.
	IV	Level-4 (25500-81100)	Junior Assistant/Typist	(i) Graduation from any recognized University with knowledge of type writing have not less	(i) 75% Direct Recruitment. (ii) 25% by promotion from Class V and Class VI

(S.d.) RAJ MOHAMMAD MALIK, KAS,
Deputy Secretary to Government,
Transport Department.

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Schedule -II (Executive Cadre)

Class	Category	Pay Level	Designation	Minimum qualification for Direct Recruitment	Method of Recruitment
1	2	3	4	5	6
I		Level-6D (35800-113200)	Motor Vehicle Inspector	i. Degree/three years Diploma in Automobile/Mechanical Engineering from a recognized University/Institute ; ii. Having driving license of Motor Cycle with Gear and Light Motor Vehicles.	(i) 80% by Direct Recruitment. (ii) 20% by promotion from the Class-II having at least 05 years substantive service in that class.
II		Level-6 (35400-112400)	Sub-MVI	i. Degree/three years Diploma in Automobile/Mechanical Engineering from a recognized University/Institute ;	(i) 70% by Direct Recruitment. (ii) 30% by promotion from the Class-III having at least 05 years substantive service in that class.

III	Level-4 (25500-81100)	Asstt. MVI	<p>ii. Having driving license of Motor Cycle with Gear and Light Motor Vehicles.</p> <p>i. Diploma in Automobile/Mechanical Engineering, 03 years course from a recognized Institute ;</p> <p>ii. Having driving license of Motor Cycle with Gear and Light Motor Vehicles.</p>	<p>(i) 50% by Direct Recruitment.</p> <p>(ii) 50% by promotion from the Class-IV having at least 05 years substantive service in that class.</p>
IV	Level-2 (19900-63200)	Motor Vehicle Traffic Assistant	<p>i. Minimum Qualification 10th with ITI Motor Mechanic Vehicle of two years course from any recognized Institute</p> <p>ii. Having driving license of Motor Cycle with</p>	<p>(i) 95% by Direct Recruitment.</p> <p>(ii) 5% by promotion from the Class VI having at least 05 years substantive service in that class.</p> <p>(iii) After being selected the candidates shall have to</p>

V	A	Level-6C (35700-113100)	Chauffeur	Gear and Light Motor Vehicles.	undergo 03 months Police Training Course at any Police Training School.
					100% by promotion from Class-V Category-B having 05 years Substantive Service, as such, as per SRO-297 dated 06.07.2018. This shall be from 25% of the total number of posts of Drivers.
					100% by promotion from Class-V Category-C having 05 years Substantive Service, as such, as per SRO-297 dated 06.07.2018. This shall be from 35% of the total number of posts of Drivers.
VI	C	Level-2 (19900-63200)	Driver-II	Minimum Matric, Maximum 10+2 having valid HGV/PSV driving license.	100% by Direct Recruitment
VI	SL-1 (14800-47100)	Traffic Orderly		Minimum Matric and Maximum 10+2	100% by Direct Recruitment.

(Sd.) RAJ MOHAMMAD MALIK KAS,
Deputy Secretary to Government,
Transport Department.

EXTRAORDINARY

REGD. NO. JKô 33



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 132] Jammu, Tue., the 30th Sept., 2019/8th Asv., 1941. [No. 26-17

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PART III

Laws, Regulations and Rules passed thereunder.

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OFFICE OF THE EXECUTIVE OFFICER,
MUNICIPAL COMMITTEE, AWANTIPORA.

Subject :ô Awantipora Municipal Committee Solid Waste Management
Bye-Laws, 2019.

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Notification

In terms of Rule 3 (9) r/w Rule 15 (e), (zf) and (zg) of Solid Waste Management Rules, 2016, the ôAwantipora Municipal Committee Solid Waste Management Bye-Laws, 2019ö are hereby notified for adoption and implementation within the limits of Municipal Committee, Awantipora. The copy of Bye-Laws is available at the Office of Municipal Committee, Awantipora.

(Sd.)

Executive Officer,
Municipal Committee, Awantipora.

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AWANTIPORA MUNICIPAL COMMITTEE,
SOLID WASTE MANAGEMENT BYE-LAWS, 2019.

In exercise of the powers conferred by clause (9) of rule 3 read with clauses (e), (f), (zf) and (zg) of rule 15 of the Solid Waste Management Rules, 2016, the Authority hereby make the following bye-laws ; namely :ô

1. *Short title and commencement.* (1) These bye-laws shall be called the Municipal Committee, Awantipora, Solid Waste Management Bye-Laws, 2019.

2. *Extent of Application.* These bye-laws shall be applicable within the territorial limits of Municipal Committee, Awantipora.

3. *Definitions.* (1) In these bye-laws, unless the context otherwise requires,

- (1) **“Agency”** means Municipal Committee, Awantipora ;
- (2) **“Aerobic composting”** means a controlled process involving microbial decomposition of organic matter in the presence of oxygen ;
- (3) **“Anaerobic digestion”** means a controlled process involving microbial decomposition of organic matter in the absence of oxygen ;
- (4) **“Authorization”** means the permission given by the State Pollution Control Board, to the operator of a facility or Urban Local authority, or any other agency responsible for processing and disposal of Solid Waste ;

No. 26-17] The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. 3
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- (5) **“Biodegradable waste”** means any organic material that can be degraded by micro-organism into simpler stable compounds ;
- (6) **“Bio-methanation”** means a process which entails enzymatic decomposition of the organic matter by microbial action to produce methane rich biogas ;
- (7) **“Brand owner”** means a person or company who sells any commodity under a registered brand label ;
- (8) **“Bulk Garden and Parks & Horticultural Waste”** means bulk waste from parks, gardens etc. including grass clippings, weeds, woody -brown carbon-rich material such as branches, twigs, wood chipping, straw, dead leaves, tree trimmings, etc. which cannot be accommodated in the daily collection system for bio-degradable waste ;
- (9) **“Bulk Waste Generator”** means bulk waste generator defined under Rule 3(1)(8) of the Solid Waste Management Rules, 2016 (hereinafter referred to as -SWM Rules) and any other waste generator including buildings occupied by the Central Government departments or undertakings, State Government departments or undertaking, Local bodies, public sector undertakings or private companies, hospitals, nursing homes, schools, colleges, universities, other educational institutions, hostels, hotels, commercial establishments, markets, places of worship, stadia and sport complexes having an average waste generation rate exceeding 100 Kg. per day ;
- (10) **“C&D waste (Construction and Demolition waste)”** means Construction and Demolition Waste (Debris) that are non-hazardous in nature generated out of building materials, debris and rubble in the jurisdiction of Municipal Committee, Awantipora.
- (11) **“Clean Area”** means the public place in front of and all around or adjacent to any premises extending to the kerb

4 The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. [No. 26-17
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side and including the drain, foot path and kerb cleaned and
so maintained in accordance with these bye-laws ;

- (12) **“Cleanliness Fee”** means an amount of fees collected by the managers/Organizers for cleaning the site by the Agency ;
- (13) **“Collection”** means lifting and removal of solid waste from source of waste generation, collection points or any other location ;
- (14) **“Collection Counter”** means where the user charges shall be remitted which will be available at all Zonal Officers and headquarters.
- (15) **“Combustible waste”** means non-biodegradable, non-recyclable, non-reusable, non-hazardous solid waste having minimum calorific value exceeding 1500 kcal/kg and excluding chlorinated materials like plastic, wood pulp, etc.;
- (16) **“Community waste storage bin”** means any storage facility setup and maintained by the Municipal Committee, Awantipora in the State collectively by owners and or/occupiers of one or more premises for storage of Municipal Solid Waste in a segregated manner in the road side/premises of anyone of such owners/occupiers or in their common premises ;
- (17) **“Composting”** means a controlled process involving microbial decomposition of organic matter ;
- (18) **“Co-processing”** means use of non-biodegradable and non-recyclable solid waste having calorific value exceeding 1500k/cal as raw material or as a source of energy or both to replace or supplement the natural mineral resources and fossil fuels in industrial processes ;
- (19) **“Containerised Hand Cart”** means the hand cart provided by the Municipal Committee, Awantipora, or the agency/agent appointed by it for point-to-point collection of solid waste ;

No. 26-17] The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. 5
oo

- (20) **“Decentralized processing”** means establishment of dispersed facilities for maximizing the processing of biodegradable waste and recovery of recyclables closest to the source of generation so as to minimize transportation of waste for processing or disposal ;
- (21) **“Delivery”** means handing over any category of solid waste to worker of Municipal Committee, Awantipora or any other person appointed, authorised or licensed by Municipal Committee, Awantipora for taking delivery of such waste or depositing it in any vehicle provided by Municipal Committee, Awantipora, or by any other authorised agency or licensed by Municipal Committee, Awantipora, to do so ;
- (22) **“Disposal”** means the final and safe disposal of post processed residual solid waste and inert street sweepings and silt from surface drains on land to prevent contamination of ground water, surface water, ambient air and attraction of animals or birds ;
- (23) **“Domestic hazardous waste”** means discarded paint drums, pesticide cans, CFL bulbs, tube lights, expired medicines, broken mercury thermometers, used batteries, used needles and syringes and contaminated gauge, etc., generated at the household level ;
- (24) **“Door to door collection”** means collection of solid waste from the door step of households, shops, commercial establishments, offices, institutional or any other non-residential premises and includes collection of such waste from entry gate or a designated location on the ground floor in a housing society, multistoried building or apartments, large residential, commercial or institutional complex or premises ;
- (25) **“Dry waste”** means waste other than bio-degradable waste and inert street sweepings and includes recyclable and non recyclable waste, combustible waste and sanitary napkin and diapers, etc. ;
- (26) **“Dump sites”** means a land utilized by local body for disposal of solid waste without following the principles of sanitary land filling ;

6 The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. [No. 26-17
oo

- (27) **“Event”** means any gatherings for the purpose of functions, celebrations, meetings, rallies, processions, open air theatre activities, cinema shootings in public places.
- (28) **“Extended producer responsibility”** (EPR) means responsibility of any producer of packaging products such as plastic, tin, glass, wrappers and corrugated boxes, etc., for environmentally sound management, till end-of-life of the packaging products ;
- (29) **“E-waste”** shall have the same meaning as defined under Rule 3(l) (r) of the E-Waste (Management) Rules, 2016.
- (30) **“Facility”** means any establishment wherein the solid waste management processes namely segregation, recovery, storage, collection, recycling, processing, treatment or safe disposal are carried out ;
- (31) **“Familiarization/warning period”** means that specific period, during which there is a relaxation in the fines for contravention of these bye-laws ;
- (32) **“Fine”** means penalty imposed on waste generators or operators of waste processing and disposal facilities under the bye-laws for non- compliance of the directions contained in rules and/or these bye-laws ;
- (33) **“Fixed Compactor Transfer Station (FCTS)”** means a powered machine which is designed to compact segregated solid waste and remains stationary when in operation. The compacts or may also be mobile when in operation, which may be called Mobile Transfer Station (MTS) ;
- (34) **“Handling”** includes all activities relating to sorting, segregation, material recovery, collection, secondary storage, shredding, baling, crushing, loading, unloading, transportation, processing and disposal of solid wastes ;
- (35) **“Hazardous waste”** means any waste which by reason of any of its physical, chemical, reactive, toxic, causing danger or is likely to cause danger to health or environment, whether

No. 26-17] The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. 7
oo

alone or when in contact with other wastes or substances
and all other hazardous wastes as defined in the Hazardous
Wastes (Management and Handling) Rules, 1989 as amended
to date and the Hazardous and other waste (Management
and Transboundary Movement) Rules, 2016 ;

- (36) **“Horticulture, Parks and Garden Waste”** means waste from parks, gardens traffic island etc. These include grass clipping, annual weeds woody 'brown' carbon-rich material such as branches, twigs, wood chipping, straw, dead leaves, tree trimmings, etc. which cannot be accommodated in the daily collection system for bio-degradable waste ;
- (37) **“House-gully”** means a passage or strip of land, constructed, set apart or utilized for the purpose of serving as or carrying a drain or affording access to the latrine, urinal, cesspool or other receptacle for filling of other polluted matter by persons employed in the clearing thereof or in the removal of such matter therefrom.
- (38) **“Incineration”** means an engineered process involving burning or combustion of solid waste to thermally degraded waste materials at high temperatures ;
- (39) **“Inerts”** means wastes which are not bio-degradable, recyclable or combustible street sweeping or dust and silt removed from the surface drains ;
- (40) **“Informal waste collector”** includes individuals, associations or waste traders who are involved in sorting, sale and purchase of recyclable materials ;
- (41) **“Leachate”** means the liquid that seeps through solid waste or other medium and has extracts of dissolved or suspended material from it ;
- (42) **“Litter”** means all refuse and includes any other waste material which, if thrown or deposited as prohibited under

8 The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. [No. 26-17
oo

these Bye-Laws, tends to create uncleanness or a danger
or nuisance to public health, safety or welfare ;

- (43) **“Littering”** means putting litter in such a location that it falls, descends, blows, is washed, percolates or otherwise escapes or is likely to fall, descend blow, be washed, percolate or otherwise escape into or onto any public place, or causing, permitting or allowing litter to fall, descend, blow, washed, percolate or otherwise escape into or onto any public place ;
- (44) **“Local body”** for the purpose of these bye-laws means JMC/SMC and other Local Bodies including Municipal Councils, Municipal Committees, Town Area Committees, in the State ;
- (45) **“Materials Recovery facility”** (MRF) means a facility where non-compostable solid waste can be temporarily stored by the local body or any other entity or any person or agency authorised by any of them to facilitate segregation, sorting and recovery of recyclables from various components of waste by authorised informal sector of waste pickers, informal recyclers or any other work force engaged by the local body or entity for the purpose before the waste is delivered or taken up for its processing or disposal ;
- (46) **“Neighbourhood”** means a clearly defined locality, with reference to its physical layout, character or inhabitants ;
- (47) **“New construction”** means all buildings under construction within the limits of the Municipal Committee, Awantipora ;
- (48) **“Non-biodegradable waste”** means any waste that cannot be degraded by microorganisms into simpler stable compounds ;
- (49) **“Nuisance”** includes any act, omission, place or thing which comes or is likely to cause injury, danger, annoyance or offence to the sense of sight, smelling or hearing or which is or may be dangerous to life or injurious to health or property ;

- (50) **“Nuisance Detectors”** (NOs) means those employees of the Municipal Committee, Awantipora who are appointed to detect the acts of Public nuisance, etc. ;
- (51) **“Occupier/occupant”** includes any person who for the time being is in occupation of, or otherwise using, any land or building or part thereof, for any purpose whatsoever ;
- (52) **“Operator of a facility”** means a person or entity, who owns or operates a facility for handling solid waste which includes the Municipal Committee, Awantipora and any other entity or agency appointed by the Municipal Committee, Awantipora ;
- (53) **“Owner”** means any person who exercises the rights of an owner of any building, or land or part thereof ;
- (54) **“Pelletisation”** means a process whereby pellets are prepared which are small cubes or cylindrical pieces made out of solid waste and includes, fuel pellets which are also referred as refuse derived fuel ;
- (55) **“Primary collection”** means collecting, lifting and removal of segregated solid waste from source of its generation including households, shops, offices and any other non-residential premises or from any collection points or any other location specified by the Municipal Committee, Awantipora.
- (56) **“Processing”** means any scientific process by which segregated solid waste is handled for the purpose of reuse, recycling or transformation into new products ;
- (57) **“Public place”** includes any road, arch road, viaduct, lane, footway, alley or passage, highway, causeway, bridge, square alley or passage whether a thoroughfare or not over which the public have a right of passage, and such places to which the public has access such as parks, gardens, recreation grounds, playgrounds, beaches, water bodies, water courses, public plazas and promenades, government and municipal

10 The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. [No. 26-17
oo

buildings, public hospitals, markets, slaughter houses, courts,
etc. ;

(58) **“Prescribed”** means prescribed by SWM Rules and/or
these bye-laws ;

(59) **“Receptacle”** means any storage container, including bins
and bags, used for the storage of any category of MSW ;

(60) **“Recycling”** means the process of transforming segregated
non-biodegradable solid waste into new material or product
or as raw material for producing new products which mayor
may not be similar to the original products ;

(61) **“Recyclable Waste”** means the waste that is commonly
found in the MSW. It is also called as "Dry Waste". These
include many kinds of glass, paper, metal, plastic, textiles,
electronics goods, etc.

(62) **“Redevelopment”** means rebuilding of old residential or
commercial buildings at the same site, where the
existing buildings and other infrastructures have become
dilapidated ;

(63) **“Refuse”** means any waste matter generated out of
different activities, processes, either Bio-degradable/Non-
biodegradable/recyclable in nature in either solid or semi-
solid form which cannot be consumed, used or processed by
the generator in its existing form.

(64) **“Refuse Derived Fuel” (RDF)** means fuel derived from
combustible waste fraction of solid waste like plastic, wood,
pulp or organic waste, other than chlorinated materials, in
the form of pellets or fluff produced by drying, shredding,
dehydrating and compacting of solid waste ;

(65) **“Residual solid waste”** means and includes the waste
and rejects from the solid waste processing facilities which
are not suitable for recycling or further processing ;

(66) **“Rule”** means Solid Waste Management Rules, 2016 ;

No. 26-17] The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. 11
oo

- (67) **“Sanitation”** means the promotion of hygiene and the prevention of disease and other consequences of ill health relating to environmental factors ;
- (68) **“Sanitary Landfill Facility”** means a waste disposal site for the deposit of residual solid waste in a facility designed with protective measures against pollution of ground water, surface water and air fugitive dust, wind-blown litter, bad odour, fire hazard, bird menace, pests or rodents, greenhouse gas emissions, slope instability and erosion ;
- (69) **“Sanitary land filling”** means the final and safe disposal of residual solid waste and inert wastes on land in a facility designed with protective measures against pollution of ground water, surface water and fugitive air dust, wind-blown litter, bad odour, fire hazard, animal menace, bird menace, pests or rodents, greenhouse gas emissions, persistent organic pollutants slope instability and erosion ;
- (70) **“Sanitary waste”** means wastes comprising of used diapers, sanitary towels or napkins, tampons, condoms, incontinence sheets and any other similar waste ;
- (71) **“Sanitary worker”** means a person employed by the Municipal Corporation, Municipal Council, Municipal Committee for collecting or removing MSW or cleansing the drains in the municipal/corporation areas ;
- (72) **“Schedule”** means the Schedule appended to these rules ;
- (73) **“Storage”** means the temporary containment of solid waste in a manner so as to prevent littering, attraction to vectors, stray animals and excessive foul odour ;
- (74) **“Secondary storage”** means the temporary containment of solid waste after collection at secondary waste storage depots or MRFs or bins for onward transportation of the waste to the processing or disposal facility ;
- (75) **“Segregation”** means sorting and separate storage of various components of solid waste namely biodegradable wastes including agriculture and dairy waste, non-

12 The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. [No. 26-17
oo

biodegradable wastes including recyclable waste, non-recyclable combustible waste, sanitary waste and non recyclable inert waste, domestic hazardous wastes, and construction and demolition wastes ;

(76) **“Service provider”** means an authority providing public utility services like water, sewerage, electricity, telephone, roads, drainage, etc. ;

(77) **“Solid waste”** means and includes solid or semi-solid domestic waste, sanitary waste, commercial waste, institutional waste, catering and market waste and other non-residential wastes, street sweepings, silt removed or collected from the surface drains, horticulture waste, agriculture and dairy waste, treated bio-medical waste, Hazardous waste excluding industrial waste, bio-medical waste and e-waste, battery waste, radio-active waste generated in the area under the local authorities and other entities ;

(78) **“Sorting”** means separating various components and categories of recyclables such as paper, plastic, cardboards, metal, glass, etc., from mixed waste as may be appropriate to facilitate recycling ;

(79) **“Source”** means the premises in which the waste is generated or a community storage centre used by owners/occupiers of one or more premises for segregated storage of MSW ;

(80) **“Spittoon”** means a metal or earthenware pot typically having a funnel-shaped top, used for spitting into.

(81) **“Stabilising”** means the biological decomposition of biodegradable wastes to a stable state where it generates no leachate or offensive odours and is fit for application to farm land, soil erosion control and soil remediation ;

(82) **“Stabilised biodegradable waste”** means the biologically stabilized (free of pathogens) waste resulting from the

mechanical/biological treatment of bio degradable waste ;
only when stabilised can such waste be used with no further
restrictions ;

- (83) **“Street vendor”** means any person engaged in vending of articles, goods, wares, food items or merchandise of everyday use or offering services to the general public, in a street, lane, side walk, footpath, pavement, public park or any other public place or private area, from a temporary built up structure or by moving from place to place and includes hawker, peddler, squatter and all other synonymous terms which may be local or region specific; and the words “street vending” with their grammatical variations and cognate expressions, shall be construed accordingly ;
- (84) **“Tipping fee”** means a fee or support price determined by the local authorities or any state agency authorised by the State government to be paid to the concessionaire or operator of waste processing facility or for disposal of residual solid waste at the landfill ;
- (85) **“Transportation”** means conveyance of solid waste, either treated, partly treated or untreated from a location to another location in an environmentally sound manner through specially designed and covered transport system so as to prevent the foul odour, littering and unsightly conditions ;
- (86) **“Transfer station”** means a facility created to receive solid waste from collection areas and transport in bulk in covered vehicles or containers to waste processing and, or, disposal facilities ;
- (87) **“Treatment”** means the method, technique or process designed to modify physical, chemical or biological characteristics or composition of any waste so as to reduce its volume and potential to cause harm ;
- (88) **“User fee/Charges”** means fees or charges imposed by Municipal Committee, Awantipora through general or special order of the Competent Authority from time-to-time, on the

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waste generator to cover full or part cost of providing solid waste collection, transportation, processing and disposal services ;

- (89) **“Vacant Plot”** means any Land or open space belonging to a private party/person that is not occupied by them/him ;
- (90) **“Vermi composting”** means the process of conversion of bio-degradable waste into compost using earth worms ;
- (91) **“Waste hierarchy”** means the priority order in which the solid waste is to be managed by giving emphasis to prevention, reduction reuse, recycling, recovery and disposal, with prevention being the most preferred option and the disposal at the landfill being the least ;
- (92) **“Waste generator”** means and includes every person or group of persons, every residential premises and non-residential establishments including Indian Railways, defence establishments, which generate solid waste or other institutions i. e. Hotels, restaurants, malls, private/government business/ industrial establishments falling within the limits of Municipal Committee, Awantipora.
- (93) **“Waste picker”** means a person or groups of persons informally engaged in collection and recovery of reusable and recyclable solid waste from the source of waste generation, streets, bins, material recovery facilities, processing and waste disposal facilities for sale to recyclers directly or through intermediaries to earn their livelihood.

CHAPTER II

Segregation and Primary Storage of Solid Waste

4. Segregation and storage of solid waste at source.

- (1) It shall be necessary for all waste generators to separate and store the solid waste coming out of their own places regularly into three streams namely :ô

- (a) non-biodegradable or dry waste ;

- (b) biodegradable or wet waste ;
- (c) domestic hazardous waste; and deposit it into covered waste bins, and handover segregated waste to designated waste collectors as per the direction of Municipal Committee, Awantipora from time to time.

(2) Every bulk waste generator is to separate and store the solid waste coming out of their own places into three streams namely :ô

- (a) non-biodegradable or dry waste ;
- (b) biodegradable or wet waste ;
- (c) hazardous waste in suitable bins ; and handover segregated waste to authorised waste processing or disposal facilities or deposition centres through the authorised waste collection agency with paying the carrying charges specified by Municipal Committee, Awantipora from time to time.

(3) The colour of bins for storage of segregated waste shall be green- for biodegradable waste or wet waste blue - for non- biodegradable or dry waste and black- for domestic hazardous waste.

(4) All resident welfare and market associations shall ensure segregation of waste at source by the generators, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The bio-degradable waste shall be processed, treated and disposed of through composting or bio-methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by Municipal Committee, Awantipora.

(5) All gated communities and institutions with more than 5,000 sq. m. area shall ensure segregation of waste at source by the generators, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The bio-degradable waste shall be processed, treated and disposed off through composting or bio- methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by Municipal Committee, Awantipora.

(6) All hotels and restaurants shall ensure segregation of waste at source, facilitate collection of segregated waste in separate streams, handover recyclable material to either the authorised waste pickers or the authorised recyclers. The bio-degradable waste shall be processed, treated and disposed of through composting or bio-methanation within the premises as far as possible. The residual waste shall be given to the waste collectors or agency as directed by Municipal Committee, Awantipora.

(7) No person shall organize an event or gathering of more than one hundred persons at any unlicensed place without intimating Municipal Committee, Awantipora along with payment of user fee as prescribed in the schedule, at least three working days in advance and the person or the organizer of such event shall ensure segregation of waste at source and handing over of segregated waste to waste collector or agency as specified by Municipal Committee, Awantipora.

(8) Used sanitary waste are to be securely wrapped as and when generated in the pouches provided by the manufacturers or brand owners of these products or in a news paper or suitable biodegradable wrapping material and place the same in the bin meant for non-biodegradable waste or dry waste.

(9) Every street vendor shall keep suitable containers for storage of segregate waste generated during the course of his activity such as food waste, disposable plates, cups, cans, wrappers, coconut shells, leftover food, vegetables, fruits, etc., and shall deposit such waste at waste storage depot or container or vehicle as notified by Municipal Committee, Awantipora.

(10) Waste generator of garden and horticulture waste generated from his premises shall store such waste separately in his own premises and dispose of the same as per the directions of Municipal Committee, Awantipora from time to time.

(11) Domestic Hazardous Waste shall be stored and delivered by every waste generator to the collection vehicle which shall be provided weekly/periodically by Municipal Committee, Awantipora or any other Agency authorised by it for collection of such waste, or to a centre designed for collection of such waste for disposal in a manner that is

No. 26-17] The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. 17
mandated by the Government of Jammu and Kashmir or State Pollution
Control Board.

(12) Construction and Demolition Waste shall be stored and delivered separately as per the Construction and Demolition Waste Management Rules, 2016.

(13) No untreated bio-medical waste, e-waste, hazardous chemicals and industrial waste shall be mixed with solid waste. Such waste shall be disposed off in accordance with the respective rules framed under the Environment (Protection) Act, 1986.

(14) Every owner/occupier of any premises other than designated slaughter houses and markets, who generates poultry, fish and slaughter waste as a result of any commercial activity, shall store the same separately in closed, hygienic condition and deliver it at a specified time, on a daily basis to the Municipal Committee, Awantipora, collection vehicle provided for this purpose. Depositing of such waste in any community waste bin is strictly prohibited.

(15) Segregated bio-degradable solid waste if not composted by the generators, shall be stored by them within their premises and its delivery shall be ensured to the municipal worker/vehicle/waste picker/waste collector or to the bio-degradable waste collection vehicle provided for specified commercial generators of bulk bio-degradable waste at such times as may be notified from time to time.

CHAPTER III

Solid Waste Collection

5. *Collection of Solid Waste.* (1) In compliance with SWM Rules, 2016, door to door collection of segregated solid waste shall be implemented in all areas or Wards of Municipal Committee, Awantipora, to collect garbage from every house, including slums and informal settlements on a daily basis by integrating the informal door to door collection system with Municipal Committee, Awantipora collection system.

(2) In order to collect garbage from every house, area-wise specific time slot shall be set and published at conspicuous parts of that area and

18 The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. [No. 26-17
on the website of Municipal Committee, Awantipora Commonly, time for
house to house garbage collection shall be set from 5.30 A. M. to 10.30
A. M. for summer and for winter 7:00 A. M. to 11:00 A. M. For collection
of garbage from trading establishments, shops in commercial areas or any
other institutional waste generators, commonly the time shall be from
7.30 A. M. to 11.00 A. M. However, sweeping can be undertaken twice
daily, if required at public and commercial places. The timing for collection
of garbage from the trading establishments, shops in commercial areas or
any other institutional waste generators shall be decided by the Municipal
Committee, Awantipora accordingly.

(3) Arrangements shall be made for collection of residual solid
waste from bulk waste generators, which are processing waste *in-situ*.

(4) Residual solid waste from vegetable, fruit, flower, meat, poultry
and fish market shall be collected on day to day basis.

(5) Horticulture and garden waste shall be separately collected and
disposed off. One or two days in a week shall be specified for this
purpose.

(6) To make optimum use of bio-degradable waste from fruits and
vegetable markets, meat and fish markets, bulk horticulture and garden
waste and to minimize the cost of collection and transportation, such
waste shall be processed or treated within the area where waste is
generated.

(7) Manual handling of waste in the containers shall be prohibited.
If unavoidable due to constraints, manual handling shall be carried out
under proper protection with due care for safety of workers.

(8) Waste generators shall be responsible to deposit their segregated
waste in the Auto-Tipper/Rickshaws etc. deployed by Municipal Committee,
Awantipora. Segregated waste from multistoried buildings, apartments,
housing complexes may be collected from the entry gate or any other
designated location.

(9) Changing needs and advances in technology shall be taken into
consideration for selection of collection equipment and vehicles. Auto-
Tippers or vehicles of specific capacity with hydraulically operated hopper

No. 26-17] The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. 19
covering mechanism from top having two compartments for carrying
biodegradable and non-biodegradable waste separately with a hooter shall
be deployed for collection of waste.

(10) Automatic voice recorded device, bell or horn having sound
not more than the permissible noise level shall be installed on every
garbage collection vehicle used by waste collectors.

(11) Route plans for each primary collection and transportation vehicle
shall be provided by Municipal Committee, Awantipora or by the notified
authorised waste collector. These plans in tabular as well as GIS map
form, duly approved by Municipal Committee, Awantipora shall mention
starting point, start time, waiting points, waiting time on route, end point
and end time of the specified route. Municipal Committee, Awantipora or
the notified authorised waste collector shall provide a Board at each
street to display time-table of primary collection and transportation vehicles
to allow residents avail the facility at prescribed time. Such information
shall also be uploaded on the website of Municipal Committee, Awantipora
and published in the local leading newspaper periodically for the information
of General Public.

(12) In narrow streets that cannot be serviced by auto tipper or the
vehicle, a 3-Wheeler or smaller motorized vehicle with hydraulically operated
hopper covering mechanism from top having two compartments for carrying
wet and dry waste separately with a hooter, compatible with mobile
transfer station shall be deployed.

(13) In congested and narrower streets that cannot even be
serviced by 3-Wheeler or smaller vehicle, cycle rickshaws or any other
type of suitable equipment shall be deployed.

(14) Smaller, narrow and congested streets/lanes where even a
3-wheeler/rickshaw etc. cannot operate, vantage points shall be designated
at the start of the locality/street where the collection vehicle shall be
parked and the helper/driver of vehicle shall carry a whistle and walk in
the locality to announce arrival of vehicle for collecting solid waste. Time
table for such collection system shall be displayed at the notice board and
uploaded on the website of Municipal Committee, Awantipora.

(15) Auto tippers, 3-wheelers, rickshaws and any other type of collection vehicles engaged in this service shall collect waste only from households and not from any other source viz. dhalaos, open sites, ground, bins and drains etc.

(16) Municipal Committee, Awantipora or its notified authorised waste collectors shall be responsible to cover all the streets/lanes of each zone for the primary collection.

CHAPTER IV

Secondary Storage of Solid Waste

6. *Storage of solid waste in the secondary storage points.*

(1) Segregated solid waste collected from doorsteps shall be taken to waste storage depots, community storage bins or fixed or mobile transfer stations or the locations specified by Municipal Committee, Awantipora for secondary storage of waste.

(2) Such secondary storage points shall have covered containers (of specified colour) for separate storage of :ô

- (a) non-biodegradable or dry waste ;
- (b) biodegradable or wet waste ;
- (c) domestic hazardous waste ;

(3) Different containers shall be used in the areas demarcated by Municipal Committee, Awantipora to keep segregated waste in the following manner :

- (a) green- for biodegradable waste ;
- (b) blue - for non-biodegradable ;
- (c) black - for domestic hazardous waste ;

Municipal Committee, Awantipora shall separately notify, from time to time, mandatory colour coding and other specifications of receptacles prescribed for storage and

easy collection without any mixing or spillage of waste, which generators of different types of solid waste shall have to adhere to.

(4) Municipal Committee, Awantipora on its own or through outsourcing agencies shall maintain the storage facilities for solid waste in a manner that does not create unhygienic and unsanitary conditions around it.

(5) Containers of various sizes in the secondary storage depots shall be provided by Municipal Committee, Awantipora or any assigned agencies in different colours as mentioned in these bye-laws.

(6) Storage facilities shall be created and established by taking into account quantities of waste generation in a given area and the density of population.

(7) Storage facilities shall be user friendly and shall be so designed that it ensures compaction of waste and that the waste stored is not exposed to open atmosphere.

(8) All the housing cooperative societies, associations, residential and commercial establishments and gated communities etc. shall have the responsibility to put coloured bins as prescribed by these bye-laws and to keep adequate number of containers in appropriate places in their own complexes, so that the daily waste generated there can be properly deposited.

(9) Municipal Committee, Awantipora or its specified agency shall carry out washing and disinfection of all the bins on a weekly basis.

(10) Recycling Centers for Dry Waste (Non-Biodegradable Waste)ô

(a) Municipal Committee, Awantipora shall convert its existing Dhalaos or identify specific location as per requirement, as -Recycling Centersø which shall be used for segregation of dry waste received through street/door to door waste

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collection service. Recycling centers may be increased depending on the quantity of dry waste received.

- (b) Dry (non-biodegradable) waste from street/door-to-door collection system and from commercial establishments shall be transferred only to these designated recycling centers. These designated centers shall receive only dry waste.
- (c) There shall also be a provision for the households to directly deposit or sell their recyclable dry waste to the authorised agents and/or authorised waste dealers of Municipal Committee, Awantipora at these recycling centers at pre-notified rates. A weighing scale and a counter shall be provided at each recycling unit for this purpose. The authorised agents and/or authorised waste dealers shall be allowed to dispose off or sell the recyclable waste to the secondary market or recycling units only in consonance with the provisions of SWM Rules, 2016. The authorised agents and/or authorised waste dealers will be entitled to retain sales realization thereof.

(11) Deposition Centre for specified Domestic Hazardous Waste

- (a) For the collection of domestic hazardous waste, a deposition centre will be set up at a suitable location for receiving the specified domestic hazardous waste. Such facility shall be set in each ward in a manner as per guidelines prescribed and notify the timing of receiving of such waste.
- (b) Municipal Committee, Awantipora may also give the responsibility to its agency or concessionaire to collect domestic hazardous waste from all waste generators in segregated manner.
- (c) Such waste shall be transported separately to the hazardous waste disposal facility set up by the Government.

(9) The collection vehicles engaged for the purpose shall deposit/transfer waste only at the MTS (Mobile Transfer Station) or FCTS (Fixed compactor Transfer Stations) wherever provided.

24 The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. [No. 26-17
oo

(10) In case MTS/FCTS is not stationed at the designated location at that point of time for any reason, then the loaded vehicle shall go to the next designated location of the MTS or FCTS or the site specified by Municipal Committee, Awantipora to unload the waste.

(11) Fixed compactor transfer station shall be transported through hook loader.

(12) MTS or FCTS shall transport the waste directly to compost plant, waste to energy plant or any other site/plant designated by Municipal Committee, Awantipora.

(13) There should be no inter-mixing of waste from various sources during the transportation of waste.

(14) The services of street level collection and transportation of waste shall be provided every day including holidays.

(15) MTS engaged in this service shall receive waste only from designated auto tippers, 3-wheelers or vehicle/bins collecting waste from street level operations.

(16) Dedicated MTS shall be deployed at specified locations to receive waste from the Auto Tippers, 3-Wheelers, Rickshaws etc. engaged in street-level and door-to-door collection of solid waste from households and commercial establishments as per the approved route plans.

(17) Design of MTS and FCTS shall allow unloading of waste from primary collection vehicles by consuming minimum time and without littering waste.

(18) Garbage spilled near MTS and FCTS, while transferring the solid waste, should be cleaned so that no spillage is left. Disinfectant should be used after cleaning process at that location.

(19) Municipal Committee, Awantipora or its specified agency shall install CCTV cameras at all secondary storage facilities.

Processing of Solid Waste

- (a) to minimise transportation cost and environmental impacts, preference shall be given to decentralised processing such as bio-methanation, microbial composting, vermi-composting, anaerobic digestion or any other appropriate processing for bio-stabilisation of biodegradable waste ;
- (b) through medium/large composting bio-methanation plants at centralised locations ;
- (c) through waste to energy processes by refuse derived fuel for combustible fraction of waste or supply as feed stock to solid waste based power plants ; and/or
- (d) through construction and demolition waste management plants.

(3) In waste to energy plant by direct incineration, absolute segregation shall be mandatory and be part of the terms and conditions of the relevant contracts.

(4) Municipal Committee, Awantipora shall ensure that recyclables such as paper, plastic, metal, glass, textile etc. go to authorised recyclers.

9. *Other guidelines for processing of solid waste.* (1) Municipal Committee, Awantipora shall enforce processing of bio-degradable waste on site of generation of such waste through composting or bio-methanation, as far as possible, at RWAs (Resident Welfare Associations), group housing societies, markets, gated communities and institutions with more than 5000 sq. m. areas, all hotels and restaurants, banquet halls and places of such nature. Preference shall be given for on site processing of biodegradable waste generated by other waste generators as well.

(2) Bulk generators who fail to install waste processing units within their premises shall be liable for fine to install such processing units with time line envisaged in the notices. If they perpetually fail to establish waste disposal system within six months after first notice issued to them, the Municipal Committee, Awantipora are empowered to seal such erring bulk waste generating business establishments.

(3) Municipal Committee, Awantipora shall enforce that markets dealing with vegetables, fruits, flowers, meat, poultry and fish waste while processing bio-degradable waste ensure hygienic conditions.

(4) Municipal Committee, Awantipora shall enforce processing of horticulture, parks and garden waste separately in the parks and gardens by the generators.

(5) Municipal Committee, Awantipora shall involve communities in waste management and promote home composting, bio gas generation, decentralized processing of waste at community level, subject to control of odour and maintenance of hygienic conditions around the facility.

(6) The waste generator has to pay user charges/sanitation fee to the local bodies inspite of the fact if they process their waste at their institutional level.

CHAPTER VII

Disposal of Solid Waste

10. *Disposal of Solid waste.* Municipal Committee, Awantipora shall undertake on its own or through any other agency, the construction, operation and maintenance of sanitary landfill and associated infrastructure

No. 26-17] The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. 27
for disposal of residual waste and inert street sweepings and silt from
surface drains in a manner prescribed under SWM Rules and any other
obligation imposed by any other law for the time being in force.

CHAPTER VIII

User Fee and Levying of Spot Fine/Penalty

11. *User fee for collection, transportation, disposal of solid waste.* (1) User fee shall be fixed for providing services for garbage collection, transportation and disposal from waste generators by Municipal Committee, Awantipora. The rates of user fee are specified in Schedule-I.

(2) The user fee so fixed shall be collected from waste generators by Municipal Committee, Awantipora or the authorised agency or person as may be authorised by Commissioner/Director/Executive Officer in this behalf.

(3) Municipal Committee, Awantipora shall prepare the database of all the waste generators for the purpose of levying user fee, and evolve appropriate mechanism for billing/collection/recovery of user charges, within three months from the date of notification of these bye-laws. The database shall be updated regularly.

(4) Municipal Committee, Awantipora shall adopt different methods for collection of user fee including online payment.

(5) Special days in a month, preferably in first week of each month, shall be fixed for collection of user fee.

(6) There shall also be a system of yearly or half yearly payment. If the user fee is paid in advance for the entire year, then amount for ten months will be charged instead of twelve months. Similarly, for six months advance payment, five and half months demand amount will be charged instead of six months.

(7) The user fee mentioned in Schedule-I shall stand automatically increased by 5% after every 3 years with effect from 1st January of the year.

(8) Charges for the material recovery by rag pickers or waste dealers to be decided by the concerned Municipal Committee, Awantipora.

(9) Concession to bulk purchasers of compost/plastic/tin and recyclables on the price of by product, if any, as a result of processing of Solid Waste shall be decided by the Municipal Committee, Awantipora.

(10) The cement manufacturing units shall be responsible to lift the RDF from municipal dumping sites and their license renewals be linked with Municipal Committee, Awantipora NOCø.

(11) Tippers ferrying building material and causing avoidable waste on the streets shall be liable for fine to be decided by the Municipal Committee, Awantipora but not less than Rupees Five Hundred (500/-) per default.

Responsibilities of stakeholders

13. *Responsibilities of Waste Generators.*ô (1) Prohibition of litteringô

- (a) Littering in any public place : No person shall litter in any public place except in authorised public or private litter receptacles. No person shall repair vehicles, wash/clean utensils or any other object or keep any type of storage in any public place except in such public facilities or conveniences specifically provided for any of these purposes.
- (b) Littering on any property : No person shall litter on any open or vacant property except in authorised private or public receptacles.
- (c) Litter-throwing from vehicles : No person, whether a driver or passenger in a vehicle, shall litter upon any street, road, sidewalk, playground, garden, traffic island or other public place. No vehicle shall be washed on roads, river banks, near public parks, water bodies.
- (d) Litter from goods vehicles : No person shall drive or move any truck or other goods vehicle unless such vehicle is so constructed and loaded as to prevent any load, contents or

30 The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. [No. 26-17
oo

litter from being blown off or deposited upon any road, sidewalks, traffic island, playground, garden or other public place.

- (e) Litter by owned/pet animals : It shall be the responsibility of the owner of any pet animal including dog, cat etc. to promptly scoop/clean up any litter created by such pet on the street or any public place and take adequate steps for the proper disposal of such waste preferably by their own sewage system.
- (f) Disposal of waste in drain etc. No person shall litter in any drain/river/open pond/water bodies.

(2) Burning of waste : Disposal by burning of any type of solid waste at public places or at any private or public property is strictly prohibited.

(3) "Clean Area" : Every person shall endeavour that any public place in front of or adjacent to any premises owned or occupied by him including the footpath and open drain/gutter and kerb is free of any waste, either in solid or liquid form.

(4) For Public Gatherings and Events organised in public places for any reason (including for processions, exhibitions, circuses, fairs, political rallies, commercial, religious, socio-cultural events, protests and demonstrations, etc.) where the permission from the Police Department and/or from the Municipal Committee, Awantipora is required, it will be the responsibility of the organiser of the event or gathering to ensure the cleanliness of that area as well as all appurtenant areas.

(5) Refundable Cleanliness Deposit, as may be notified by the Municipal Committee, Awantipora, will be taken from the organiser, by the concerned zonal office for the duration of the event. This deposit will be refunded on the completion of the event after it is noted that the said public place has been restored back to a clean state, and any waste generated as a result of the event has been collected and transported to designated sites. This deposit will be only for the cleanliness of the public place and does not cover any damage to property. In case the organisers

of the event wish to avail of the services of the Municipal Committee, Awantipora for the cleaning, collection and transport of waste generated as a result of that event, they must apply to the concerned Executive Officer of the Municipal Committee, Awantipora and pay the necessary charges as may be fixed by the Competent Authority for this purpose.

- (a) The Municipal Committee, Awantipora may serve a notice on the owner/occupier of any premises, requiring such owner/occupier to clear any waste on such premises in a manner and within a time specified in such notice.
- (b) If the person on whom the notice has been served fails to comply with the requirements imposed by the notice, such person shall be liable to pay penalties as prescribed from time to time.
- (c) If the person on whom the notice is served fails to comply with any requirements imposed by such notice, the Municipal Committee, Awantipora may
 - (i) Enter on the premises and clear the waste ; and
 - (ii) Recover from the occupier the expenditure incurred in having done so.

(a) All manufacturers/sole distributors/whole sellers of disposal products such as tin, glass, plastics packaging, wrappers etc., or brand owners who introduce such products in the market within the jurisdiction of Municipal Committee,

[illegible]

Awantipora shall provide necessary financial assistance to Municipal Committee, Awantipora for establishment of waste management system. Municipal Committee, Awantipora may also coordinate with the concerned departments of Central Govt. and/or the Govt. of J&K for implementation of this provision.

0.5% of Annual turnover shall be chargeable from them for establishment/maintenance of solid waste management facilities to be deposited with the concerned corporation/local body.

- (b) All such brand owners who sell or market their products in such packaging material which are non-biodegradable shall put in place a system to collect back the packaging waste generated due to their production.
- (c) Manufacturers or brand owners or marketing companies of sanitary napkins and diapers shall explore the possibility of using all recyclable materials in their products or they shall provide a pouch or wrapper for disposal of each napkin or diapers along with the packet of their sanitary products.
- (d) All such manufacturers, brand owners or marketing companies shall educate the masses for wrapping and disposal of their products.

(8) All industrial units using fuel and located within one hundred Km. from a solid waste based refuse derived fuel plant shall make arrangements to replace at least five percent of their fuel requirement by refused derived fuel so produced.

14. Responsibilities of Municipal Committee, Awantipora.ô

(1) Municipal Committee, Awantipora shall within its territorial area, be responsible for ensuring regular system of surface cleaning of all common streets/ roads, public places, temporary settlements, slum areas, markets, its own parks, gardens, drains etc. by employing human resources and machines and shall be bound to collect the garbage from the declared storage containers, and transport it every day to the final disposal point

No. 26-17] The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. 33
in closed vehicles for which Municipal Committee, Awantipora may engage
private parties on contract or Public Private Partnership mechanism with
the prior approval of Govt., apart from its own cleaning staff and vehicles.
In addition, Municipal Committee, Awantipora shall identify all the
commercial areas for carrying out sweeping twice a day.

(2) Municipal Committee, Awantipora or the authorised agency
engaged by it shall provide and maintain sufficient number of community
litter bins of sufficient size on public roads, in surroundings of railway
stations, bus stops, religious places, in commercial areas etc.

(3) Municipal Committee, Awantipora for the purpose of managing
solid waste activities in decentralized and regular manner shall designate
one officer in every ward to supervise the spots of containers, public
toilets, community toilets or urinals in public places, transfer station for
public garbage, landfill processing units etc.

(4) The competent authority shall designate sufficient Senior Officer/s,
preferably not below the rank of Additional Deputy Commissioner or
equivalent, as Nodal Officer/s to monitor the progress of segregation,
collection, transportation, processing and disposal of solid waste.

(5) Each ward shall be divided into sweeping beats based on the
prescribed parameter and deploy manpower accordingly or rationalize the
existing deployment and monitor their work by using latest technology.
Wherever it is unable to get sweeping through its own staff, it may
outsource through contract. Each beat shall be inspected by the supervising
officials on daily basis prescribed as per directions.

(6) Municipal Committee, Awantipora shall employ latest road/street
cleaning machines, mechanical sweepers or other equipments which
improves the efficiency of sweeping and drainage cleaning.

(7) Municipal Committee, Awantipora shall create awareness and
sensitization through Information, Education and Communication (IEC)
campaign and educate the waste generators and other stakeholders about
the various provisions of Solid Waste Management Rules and these bye-
laws with special emphasis on user fee and fines/penalties.

34 The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. [No. 26-17
oo

(8) Municipal Committee, Awantipora shall encourage waste generators to treat wet waste at source. It may consider creating systems for incentives for adoption of decentralized technologies such as bio-methanation, composting etc. Incentives may be like awarding and recognizing the households. RWAs and institutions etc. by giving certificates by publishing their names on respective websites or rebate in property tax etc.

(9) Municipal Committee, Awantipora shall ensure that the authorities of Agriculture Department, Floriculture Department, Horticulture, SKAUST are supplied with sufficient quantity of compost generated out of organic waste to phase out the use of chemical fertilizers and use compost in all parks, gardens maintained by them and wherever possible in other places under its jurisdiction. Incentives may be provided to recycling initiatives by informal waste recycling sector and shall take up with the Directorate of Horticulture, Agriculture and Floriculture for use of compost.

(10) Municipal Committee, Awantipora shall make efforts to streamline and formalize solid waste management systems and endeavour that the informal sector workers in waste management (waste pickers) are given priority to upgrade their work conditions and are enumerated and integrated into the formal system of solid waste management.

(11) Municipal Committee, Awantipora shall ensure that the operator of a facility provides personal protection equipment including uniform, fluorescent jacket, hand gloves, raincoats, appropriate foot wear and masks to all workers handling solid waste and the same are used by the workforce.

(12) Municipal Committee, Awantipora shall ensure occupational safety of its own staff and staff of outsourced agency involved in collection transport and handling of waste by providing appropriate and adequate personal protective equipments.

(13) In case of an accident at any solid waste processing or treatment or disposal facility or landfill site, the officer-in-charge of the facility shall report to Municipal Committee, Bijbehara immediately which shall review and issue instructions, if any, to the in-charge of the facility.

No. 26-17] The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. 35
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(14) Regular checks : The Executive Officer, Municipal Committee, Awantipora shall conduct regular checks in various parts of the wards and other places of collection, transportation, processing and disposal of solid waste to supervise compliance of various provisions of SWM Rules and these bye-laws.

(15) Municipal Committee, Awantipora shall develop a public grievance redressal system (PGRS) by setting up of call centre at its headquarter. The PGRS may include SMS based service mobile application or web based services.

(16) Municipal Committee, Awantipora shall install bio-metric/smart card technologies/ICT System for tracking and recording attendance of employees associated with the working of SWM Rules and these bye-laws at Hq./all zones/ward offices etc. and shall make an endeavour to integrate such system with the salary/wages/remuneration.

(17) Transparency and Public Accessibility : To ensure greater transparency and public accessibility, Municipal Committee, Awantipora shall provide all necessary information through its website.

(18) Municipal Committee, Awantipora shall perform all other duties mentioned in SWM Rules, which have not been specifically mentioned in these bye-laws.

Chapter X

Miscellaneous

15. If any doubt or difficulty arises in the interpretation or implementation of these bye-laws, the same shall be placed before the Chairperson, Municipal Committee, Awantipora, whose decision in the matter shall be final.

16. *Co-ordination with Government Bodies.* Municipal Committee, Awantipora shall co-ordinate with other government agencies and authorities, to ensure compliance of these bye-laws within areas under the jurisdiction or control of such bodies. In case of any difficulty matter shall be placed before Chief Secretary of Government of J&K.

17. The Competent Authority may issue general or special orders from time to time for proper implementation of Solid Waste Management Rules, 2016 and these bye-laws.

(18) *Right to Appeal.* Any person aggrieved or affected by

(19) *Jurisdiction.* For filing cases against the Bye-Laws, the Jurisdiction is Awantipora/Anantnag/Srinagar only.

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USER FEE SOLID WASTE MANAGEMENT

S.No.	Categories	User Fee from each premises/ House/Dwelling Unit/Flat per month (In Rupees)
1	2	3
1.	Residential dwelling unit (Covered area)	
	i. Up to 2000 Sq. ft.	50
	ii. Over 2000 Sq. ft.	75
2.	Street Vendor	50
3.	Commercial Establishments, Shops, Eating Places (Dhaba/Sweet/Shops/ Coffee House, Saloon etc.)	100
4.	Guest House/Dharamshalas/Hostels/ Paying Guest	500
5.	Restaurant up to sitting of 50 person	500
6.	Restaurant with sitting of more than 50 person	1000
7.	Hotel (Up to 3 star)	1000
8.	Hotel (above 3 star)	5000
9.	Commercial offices, government officers, bank, insurance offices, coaching classes, educational institutes etc.	100
10.	Kinder Garten, Cretches etc.	---
11.	Clinic, dispensary, laboratories, only non-bio medical waste	500

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FINE/PENALTY

S.No.	Rule/Bye-Laws No.	Offences	Applicable to	Fine for every default (In Rs.)
1.	Rule 4 (1)(a) of SWM Rules	Failure to segregate and store waste and handover segregated waste in accordance with the Rule	Residential Marriage/Party Halls, Festival Halls, Party Lawns, Exhibition and Clubs, Cinema Halls, Pubs, Community Halls, Multiplexes and other such places with area less than 5000 sq. m.	500 10,000 5000
			Other non-residential entities with area less than 5000 sq.m.	1000
2.	Rule 4 (1) (b) and (d) of SWM Rules	o Failure to deal with sanitary waste in accordance with the Rule	Residential	500
		o Failure to deal with horticulture waste and garden waste in accordance with the Rule	Non-Residential	1000

40 The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. [No. 26-17
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3.	Rule 4 (1)	Failure to	Residential	2000
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(c) of SWM deal with
Rules construction

construction and demolition waste in accordance with the Rule	Non-Residential	5000
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4.	Rule 4 (2)	Open	Violator	5000
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of SWM	burning of
Rules	solid waste

5.	Rule 4 (4)	Organizing	Person(s),	5000
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of SWM Rules	an event or gathering of more than one hundred person at any unlicensed place without following the prescribed procedure	who has/ve organised such event or gathering or, on whose behalf such event or gathering has been organized and the event manager(s), if any, who has/ve organized such event or gathering
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6.	Rule 4 (5)	Street	Violator	500
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of SWM vendor
Rules failing to
deal with
waste in
accordance
with the
Rule

42 The J&K Govt. Gazette, 30th Sept., 2019/8th Asv., 1941. [No. 26-17
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13.	Rule 18 of	Failure to	Industrial Unit	50,000
	SWM Rules	replace fuel		
		requirement		
		by refuse		
		derived fuel		

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FORM-IV

[Rule 15 (za), 24(2)]

**Format for Annual Report on Solid Waste Management to be
submitted by the Local Body**

Calendar Year:

Date of Submission of
report

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1 Name of the City/Town and State

2 Population :

3 Area in Sq. Kilometers

4 Name and Address of local body

Telephone

Fax No.

E-mail:

5 Name of the officer-in-charge
dealing with solid waste

Phone No.

Fax No.

E-mail:

6 Number of households in the
city/town

Number of non-residential premises
in the city

Number of election/administrative
wads in the City/town

7 Quantity of Solid Waste (Solid Waste)

Estimated Quantity of Solid Waste /tpd
generated in the local body area

[illegible]

Quantity of Solid Waste collected /tpd
per day

Quantity of solid waste processed /tpd

8 Status of solid waste management service
Segregation and storage of waste at source

Percentage of Household practice storage of waste at source in domestic bins	%
100	100
90	100
80	100
70	100
60	100
50	100
40	100
30	100
20	100
10	100
0	100

Percentage of households dispose or throw solid waste on the streets	%
100	0
90	0
80	0
70	0
60	0
50	0
40	0
30	0
20	0
10	0
0	0

Whether solid waste is stored at source in segregated form, if yes.	Yes/No
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Population

Yes/No
(If yes, specify)

[illegible]

2

Whether treatment is done by local
body or through an agency

Land (s) available with the local
body for waste processing
(in Hectares)

Land currently utilized for waste processing

Solid Waste processing facilities in operation

Solid Waste processing under construction

Distance of processing facilities
from city/town boundary

Details of technologies adopted

Composting	Qty. raw material processed
	Qty. final product produced
	Qty. solid
	Qty. of residual waste land filled

Vermi composting	Qty. raw material processed
	Qty. final product produced
	Qty. solid
	Qty. of residual waste land filled

Bio-methanation	Qty. raw material processed
	Qty. final product produced
	Qty. solid
	Qty. of residual waste land filled

Refuse Derived Fuel	Qty. raw material processed
	Qty. final product produced
	Qty. solid
	Qty. of residual waste land filled

Waste to Energy technology such as incineration, gasification, pyrolysis or any other technology (Give detail)	Qty. raw material processed Qty. final product produced Qty. solid Qty. of residual waste land filled
Co-processing	Qty. raw material processed
Combustible waste supplied to Cement plant	
Combustible waste supplied to solid waste based power plants	
Others	Qty.
Solid waste disposal facilities	
No. of dumpsite sites available with the local body	
No. of sanitary Landfill sites available with the local body	
Area of each such sites available for waste disposal sites	
Distance of dumpsites/landfill facility from city/town	Kms.
Distance from the nearest habitation	Kms.
Distance from water body	Kms.
Distance from state/national highway	Kms.
Distance from Airport	Kms.
Distance from important religious place or historical monument	Kms.

2

Whether it falls in flood prone area	Yes/No

Quantity of waste land filled each day Tpd

Whether landfill facility is available on site	Yes/No

Whether Weigh bridge facility available	Yes/No
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Vehicle and equipments used at landfill (specify)	Bulldozers, compactors available
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Manpower deployed at landfill site	Yes/No, If yes (attach details)
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Whether covering is done on daily basis	Yes/No

If not, Frequency of covering the waste deposited at the landfill

Cover material used

Whether adequate covering material is available	Yes/No
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Provisions for gas venting provided	Yes/No (If yes, attach technical data sheet)
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2

Yes/No

(If yes, attach technical data sheet)

(If yes, attach technical data sheet)

Attach details on proposal,
steps taken

Yes/No

Yes/No

Yes/No

Attach plan

(If yes, attach details)

and disposal of waste

collection including street

2

sweeping, secondary storage,
transportation, processing and
disposal of waste

Mention briefly, if any innovative ideas is implemented to tackle a problem to solid waste, which could be replicated by other local bodies

(Sd.)

Executive Officer,
Municipal Committee, Awantipora.